

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MICHAEL CARUSO,

Defendant Below-
Appellant,

v.

STATE OF DELAWARE,

Plaintiff Below-
Appellee.

§

§ No. 298, 2012

§

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§ Court Below—Superior Court

§ of the State of Delaware

§ in and for New Castle County

§ Cr. ID No. 0905017756

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Submitted: June 18, 2012

Decided: July 11, 2012

ORDER

This 11th day of July 2012, it appears to the Court that, on June 5, 2012, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) based upon the Court's lack of jurisdiction to entertain a criminal interlocutory appeal. The appellant has failed to respond to the notice to show cause within the required 10-day period. Therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rule 29(b), that this appeal is DISMISSED.

BY THE COURT:

/s/ Myron T. Steele

Chief Justice